

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
LUBBOCK DIVISION

RUBEN CARRILLO,

§
§
Petitioner, §

v.

LORIE DAVIS-DIRECTOR,
TDCJ-CID,

§
§
§
Respondent. §

CIVIL ACTION NO. 5:19-CV-00098-H

ORDER

Petitioner filed a Petition for a Writ of Habeas Corpus under 28 U.S.C. § 2254, challenging the denial of street-time credit after his parole was revoked. Petitioner is in custody for a criminal conviction and sentence out of Bexar County, Texas. When he filed his Petition, he was incarcerated in the Rudd Unit of the Texas Department of Criminal Justice in Brownfield, Texas.

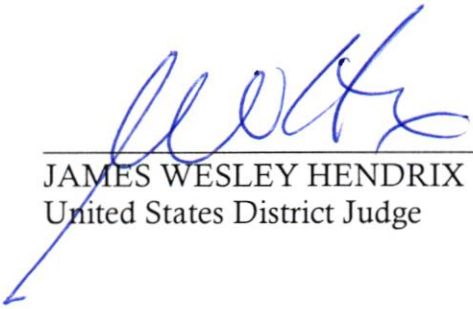
When an inmate in state custody files a petition for writ of habeas corpus, both the district court where he is in custody and the district court for the district where he was convicted and sentenced have concurrent jurisdiction. 28 U.S.C. § 2241(d). “The district court for the district wherein such application is filed in the exercise of its discretion and in furtherance of justice may transfer the application to the other district court for hearing and determination.” *Id.*

This Court has jurisdiction over the Petition because Petitioner was incarcerated in the Lubbock Division of the Northern District of Texas when he filed his Petition. But the Court finds that in the interests of justice and judicial economy, the Petition should be

transferred to the district where Petitioner was convicted and sentenced. Bexar County is within the jurisdiction of the San Antonio Division of the Western District of Texas.

The Court, then, orders the Clerk to transfer the instant Petition for Writ of Habeas Corpus to the United States District Court for the Western District of Texas, San Antonio Division.

Dated August 23, 2019.



JAMES WESLEY HENDRIX
United States District Judge